

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
L.I.S.T., INC., Individually and On Behalf of Itself :  
and All Others Similarly Situated, : Civil Action No.:05-CV-2189 (CM)  
:  
:  
Plaintiff, : Judge Colleen McMahon  
:  
- v. - :  
:  
VEECO INSTRUMENTS, INC., EDWARD H. :  
BRAUN and JOHN F. REIN, JR., :  
:  
Defendants. :  
-----X

*(Additional captions on following pages)*

**MOTION OF RATAN LALCHANDANI FOR CONSOLIDATION OF RELATED  
ACTIONS, APPOINTMENT AS LEAD PLAINTIFF AND APPROVAL OF PROPOSED  
LEAD PLAINTIFF’S SELECTION OF LEAD COUNSEL**



Ratan LalChandani (“Movant” or “LalChandani”) hereby respectfully moves this Honorable Court to issue an order pursuant to Section 21D(a)(3) of the Securities Exchange Act of 1934, 15 U.S.C. § 78u-4(a)(3), and Rule 42 of the Federal Rules of Civil Procedure: (i) consolidating the above-captioned related actions, (ii) appointing Movant as Lead Plaintiff in the consolidated action, and (iii) approving Movant’s selection of Goodkind Labaton Rudoff & Sucharow LLP and Schatz & Nobel P.C. as Co-Lead Counsel for the class.

The grounds for this motion are stated in the Memorandum of Law in support of this Motion, and the Declaration of Christopher Keller with exhibits.

A copy of this Motion has been sent to all parties on the attached proof of service.

Dated: April 18, 2005

Respectfully submitted,

**GOODKIND LABATON RUDOFF  
& SUCHAROW LLP**

s/ Christopher Keller  
Jonathan Plasse (JP-7515)  
Christopher J. Keller (CK-2347)  
Shelley Thompson (MT-4109)  
100 Park Avenue  
New York, New York 10017  
Tel: (212) 907-0700  
Fax: (212) 818-0477

Andrew Schatz  
Jeffrey S. Nobel  
Nancy A. Kulesa  
**SCHATZ & NOBEL, P.C.**  
One Corporate Center  
20 Church Street, Suite 1700  
Hartford, CT 06103  
Tel.: 860-493-6292  
Fax: 860-493-6290

*Attorneys for Movant and  
Proposed Co-Lead Counsel for the Class*